

**AN ORDINANCE TO AMEND THE DURHAM CITY CODE PROVISION REGULATING THE APPLICATION OF
SUBSTANCES ON STREETS AND SIDEWALKS WITHIN THE CITY**

WHEREAS, Durham City Code Section 62-16 as currently drafted prohibits anyone, including employees or agents of the City, from depositing saltwater and/or brine on streets within the City of Durham; and

WHEREAS, it has been found that in anticipation of winter weather events the application of brine to City streets can be part of an effective strategy to keep the traveling public safe and to accelerate snow and ice removal during winter weather events; and

WHEREAS, the appropriate and timely application of brine can prevent significant amounts ice from forming on City streets, bridges, and overpasses; now, therefore,

BE IT ORDAINED BY THE DURHAM CITY COUNCIL:

SECTION 1. The Durham City Code Chapter 62, Article I, Sec. 62-16 Depositing brine, acid, oil, etc., on streets or sidewalks is hereby amended by deleting existing Sec. 62-16 in its entirety and by enacting the following new Sec. 62-16 Depositing brine, acid, oil, etc., on streets or sidewalks:

Sec. 62-16. – Depositing brine, acid, oil, etc., on streets or sidewalks.

No person shall empty or deposit on the streets, sidewalks or other public ways any saltwater, brine, acid, alkali, oil, paint or other hazardous substances that will damage the streets, sidewalks or other public ways or vehicles using the same or storm drainpipes into which the same may run. This Section shall not prevent City staff or agents of the City from using before, during, or after a winter weather event any snow or ice removal technique (including, but not limited to, the use of saltwater or brine) that the Public Works Department determines to be efficacious.

SECTION 2. This Ordinance shall be effective upon passage by the Durham City Council.